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The Honorable James L. Robart

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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

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UNITED STATES OF AMERICA,

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Plaintiff,

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v.

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BERNADINO PEREZ MENDEZ,

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Defendant.

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THE COURT, having considered the Stipulated Motion to Continue Trial Date and Deadline to File Pretrial Motions, the previous continuance motion (Dkt. #161), any responses, supplements, filings, or memoranda related thereto, and all the files and records herein, the Court finds as follows:

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1. The facts and circumstances are as set forth in the Stipulated Motion to Continue Trial Date and Deadline to File Pretrial Motions and the previous continuance motion (Dkt. #161);

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2. Failure to grant a continuance in this case will deny counsel the reasonable time necessary for effective preparation of trial and other pretrial proceedings, taking into account the exercise of due diligence;

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3. Failure to grant a continuance would likely result in a miscarriage of justice, and the case is complex due to such factors as the number of defendants;

4. The ends of justice served by granting this continuance outweigh the best interest of the public and the defendants in a speedy trial;

5. All these findings are made within the meaning of
18 U.S.C. § 3161(h)(7)(A) and (B)(i), (ii) and (iv);

7 6. The period of time from the filing date of this Stipulated Motion to
8 Continue Trial Date and Deadline to File Pretrial Motions until the new trial date, set
9 forth below, shall be excludable time pursuant to the Speedy Trial Act, 18 U.S.C.
10 § 3161(h)(7)(A).

IT IS THEREFORE ORDERED that:

12 7. The trial in this matter is continued to September 25, 2017, and joined with
13 the co-defendants in this matter.

14 8. Pre-trial motions are due no later than July 17, 2017.

15 9. The defendants shall immediately file with the Court a waiver of rights
16 under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*, through the aforementioned trial
17 date, consistent with this Order.

DONE this 19th day of December, 2016.

HON. JAMES L. ROBART
United States District Court

Presented by:

s/ Steven T. Masada
STEVEN T. MASADA
Assistant United States Attorney

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